IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

THURSDAY, THE 20TH SEPTEMBER 2007 / 29TH BHADRA 1929

WP(C).No. 9915 of 2007(E)

PETITIONER:

DR.P.K.SAROJINI,
W/O.CHANDRASENA PRASAD, AGED 58, CIVIL SURGEON (RTD), RESIDING AT 'SIVASKTHI', HOUSE NO.30A, N.V.NAGAR, PEROORKADA, THIRUVANANTHAPURAM.

BY ADV. SRI.J.S.AJITHKUMAR
SRI.S.ASWAKUMAR
SRI.ASOK.V.K.

RESPONDENTS:

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1. THE DISTRICT MEDICAL OFFICER,
DEPARTMENT OF HEALTH,
THIRUVANANTHAPURAM.

2. THE DISTRICT TREASURY OFFICER,
THIRUVANANTHAPURAM.

3. THE DIRECTOR OF HEALTH SERVICES,
THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI,J.

W.P.(C) No. 9915 of 2007

Dated this the 20th day of September, 2007

JUDGMENT

The grievance of the writ petitioner, at the time of filing the writ petition, related to non-disbursal of pensionary benefits based on Exts.P4 and P5. Learned Counsel Mr.Ajith Kumar submits that subsequent to the filing of the writ petition, all retirement benefits except DCRG has been disbursed. He prays that a direction be issued to disburse the DCRG as well. A statement has been filed on behalf of the third respondent, in which it is stated that the District Medical Officer of Health, Thiruvananthapuram has been requested to furnish the liability certificate for an amount of Rs.2,10,946/=, in the name of the petitioner. But the details of the liability and head of account to which the amount is to be credited are not noted there. It is therefore, stated that the District Medical Officer has been directed to furnish the revised liability certificate with required details for the period from 1.9.2003 to 31.8.2006.

2. In the light of the stand taken in the statement filed on behalf of the third respondent, the writ petition is disposed of as follows:

1) The determination of the liability, if any, of the petitioner shall be completed within a period of three months from the date of receipt of a copy of this judgment.

2) If the respondents propose to impose any liability on the petitioner, due notice may be given to her. Petitioner's objections may be invited and an order be passed after hearing the petitioner.

3) Once the liability is so fixed, the remaining amount due from the DCRG shall be disbursed to the petitioner within one month thereafter. The needful shall be done in this regard by the Director of Health Services, third respondent.

The writ petition is disposed of as above.

V.GIRI, JUDGE

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